

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

MAY 11 2018

CLERK, US DISTRICT COURT, WDNY

Revised 05/01 WDNY

Carl Miller

Plaintiff,

17 -cv-00928-LJV

v

APPLICATION FOR APPOINTMENT OF COUNSEL

Joseph D'Amico

Defendant(s).

My name is Joseph D'Amico and I am the plaintiff in the above action. I hereby apply to the Court for appointment of counsel to represent me in this action. In support of this application, I ask the court to consider the following information:

1. My case concerns the following issue(s) (briefly summarize your case): I am being accused of something that I had nothing to do with, no criminal charges were filed against me as they were to the person that did this to him.

2(a). I am unable to retain an attorney to represent me because I do not have the funds to do so.

2(b). [Fill this in if true] I have applied for leave to proceed *in forma pauperis*. My motion to proceed as a poor person was filed on _____

2(c). [Fill this in if true] By Court Order filed on _____, I was granted leave to proceed as a poor person pursuant to 28 U.S.C. § 1915.

3(a). I have attempted to find my own attorney but have been unable to do so because I am an inmate at Greene Correctional Facility and I have no money, the only money I receive is \$15.00 every 2 weeks for my State Pay.

3(b). I have discussed my case with the following attorneys (include attorney's name and telephone number, and attach any correspondence which indicates that an attorney has declined to represent you): _____

4. I believe that the following circumstances demonstrate why the Court should grant my request for an appointed attorney: I have no means to gain employment because I am currently an inmate.

WHEREFORE, plaintiff asks this Court to appoint an attorney to represent plaintiff in this action.

I declare under penalty of perjury that the foregoing is true and correct, to the best of my knowledge, information and belief.

5-1-2018

DATE

Carl Miller

SIGNATURE